

Senate Bill 258

By: Senator Balfour of the 9th

AS PASSED SENATE

A BILL TO BE ENTITLED

AN ACT

To amend an Act providing a new charter for the City of Snellville, approved April 28, 2001 (Ga. L. 2001, p. 4566), as amended, so as to change provisions relating to voting powers of the mayor; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act providing a new charter for the City of Snellville, approved April 28, 2001 (Ga. L. 2001, p. 4566), as amended, is amended by revising Section 2.21 to read as follows:

"SECTION 2.21.

Quorum; voting.

The mayor and three members of the city council shall constitute a quorum and shall be authorized to transact business of the city council. When the mayor pro tem. is presiding in the mayor's absence, the mayor pro tem. and three members of the city council shall constitute a quorum. Voting on the adoption of ordinances shall be by voice vote and the vote shall be recorded in the journal, but any member of the city council shall have the right to request a roll call vote and such vote shall be recorded in the journal. Except as otherwise provided in this charter, the affirmative vote of three members of the city council shall be required for the adoption of any ordinance, resolution, or motion. An abstention shall be counted as an affirmative vote. The mayor shall not be authorized to vote on matters before the city council except in the case of a tie vote. When a member of the city council does not vote after being disqualified as required by this charter, any state law, or local ordinance, such lack of vote shall not be counted as either an affirmative or negative vote. Once a quorum is established, the quorum cannot be defeated by the subsequent departure of the mayor or a member of the city council."

SECTION 2.

Said Act is further amended by revising Section 2.29 to read as follows:

"SECTION 2.29.

Powers and duties of mayor; city's chief executive officer.

The mayor shall:

- (1) Preside at all meetings of the city council;
- (2) Be the head of the city for the purpose of service of process and for ceremonial purposes and be the official spokesperson for the city and the chief advocate of policy;
- (3) Have the power to administer oaths and to take affidavits;
- (4) Sign as a matter of course on behalf of the city all written and approved contracts, ordinances, and other instruments executed by the city which by law are required to be in writing;
- (5) Participate in the discussion of all matters brought before the city council and be counted toward a quorum as any other councilmember but shall not be authorized to vote on matters before the city council except in the case of a tie vote;
- (6) Fulfill such other executive and administrative duties as the city council shall by ordinance establish; and
- (7) Perform such other duties as may be required by law, this charter, or by ordinance."

SECTION 3.

This Act shall become effective on January 1, 2010, and shall apply to actions of the city council on or after such date.

SECTION 4.

All laws and parts of laws in conflict with this Act are repealed.